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**SUPPLEMENTAL  
DECLARATION FOR UTILITY  
OR DESIGN  
PATENT APPLICATION  
(37 CFR 1.67)**

|                          |                        |
|--------------------------|------------------------|
| Attorney Docket Number   | <b>67789-354</b>       |
| First Named Inventor     | <b>Daniel AFAR</b>     |
| <i>COMPLETE IF KNOWN</i> |                        |
| Application Number       | <b>10/ 633,486</b>     |
| Filing Date              | <b>July 31, 2003</b>   |
| Art Unit                 | <b>1609</b>            |
| Examiner Name            | <b>Jaime M. Greene</b> |

**I hereby declare that:**

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**DIAGNOSIS OF ZD1839 RESISTANT TUMORS**

the specification of which

(Title of the invention)

☐ is attached hereto

**OR**

☒ was filed on (MM/DD/YYYY)

**July 31, 2003**

as United States Application Number or PCT International

Application Number

**10/633,486**

and was amended on (MM/DD/YYYY)

I hereby declare that the subject matter of the ☐ attached amendment ☒ amendment filed on \_\_\_\_\_ was part of the invention and was invented before the filing date of the original application, above identified for such invention.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or of any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application Number(s) | Country | Foreign Filing Date (MM/DD/YYYY) Country | Priority Not Claimed     | Certified Copy Attached? |                          |
|-------------------------------------|---------|--|--------------------------|--------------------------|--------------------------|
|                                     |         |  |                          | YES                      | NO                       |
|                                     |         |  | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|                                     |         |  | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|                                     |         |  | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|                                     |         |  | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States application(s) listed below

| Application No.   | Filing Date          |
|-------------------|----------------------|
| <b>60/400,311</b> | <b>July 31, 2002</b> |

[Page 1 of 3]

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## SUPPLEMENTAL DECLARATION — UTILITY OR DESIGN PATENT APPLICATION

Direct all correspondence to: ☒ The address associated with Customer Number :

**OR** ☐ Correspondence address below

50670

Name

Address

Address

City

State

ZIP

Country

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### WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO- 2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:



A petition has been filed for this unsigned inventor

Given Name

Daniel

Family Name or Surname

Afar

Inventor's Signature

*Daniel Afar*

Date

6 July, 2007

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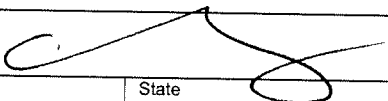
Country

USA

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## Supplemental Declaration

Page 3 of 3

|   |                    |   |                           |
|---|--------------------|---|---------------------------|
| <b>Name of Additional Inventor</b>  |                    | <input type="checkbox"/> A petition has been filed for this unsigned inventor |                           |
| Given Name<br><b>David</b>  |                    | Family Name or Surname<br><b>Agus</b>   |                           |
| Inventor's Signature<br> |                    | Date<br><b>8/6/07</b>   |                           |
| Residence: City<br><b>Beverly Hills</b>   | State<br><b>CA</b> | Country<br><b>USA</b>   | Citizenship<br><b>USA</b> |
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| <b>Name of Additional Inventor</b>  |                    |   |                           |
| <input type="checkbox"/> A petition has been filed for this unsigned inventor                             |                    |   |                           |
| Given Name<br><b>David H.</b>   |                    | Family Name or Surname<br><b>Mack</b>   |                           |
| Inventor's Signature  |                    | Date  |                           |
| Residence: City<br><b>Menlo Park</b>  | State<br><b>CA</b> | Country<br><b>USA</b>   | Citizenship<br><b>USA</b> |
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| Mailing Address   |                    |   |                           |
| City<br><b>Menlo Park</b>   | State<br><b>CA</b> | Zip<br><b>94025</b>   | Country<br><b>USA</b>     |

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Page 3 of 3

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| Inventor's Signature                               |                    | Date  |                           |
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| Mailing Address                                    |                    |   |                           |
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| <b>Name of Additional Inventor</b>                 |                    | <input type="checkbox"/> A petition has been filed for this unsigned inventor |                           |
| Given Name<br><b>David H.</b>                      |                    | Family Name or Surname<br><b>Mack</b>   |                           |
| Inventor's Signature<br><i>David H. Mack</i>       |                    | Date<br><b>7/11/07</b>  |                           |
| Residence: City<br><b>Menlo Park</b>               | State<br><b>CA</b> | Country<br><b>USA</b>   | Citizenship<br><b>USA</b> |
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